

JACK RUSSO (State Bar No. 96068)
TIM C. HALE (State Bar No. 114905)
JOHN KELLEY (State Bar No. 100714)
RUSSO & HALE LLP
401 Florence Street
Palo Alto, CA 94301
Telephone: (650) 327-9800
Facsimile: (650) 327-3737
Email: jrusso@computerlaw.com
thale@computerlaw.com
jkelley@computerlaw.com

Attorneys for defendants and counterclaimants
WESLEY MAYDER, ROMI MAYDER, SILICON
TEST SOLUTIONS LLC and SILICON TEST
SYSTEMS INC

IN THE UNITED STATES DISTRICT COURT
IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

VERIGY US, INC., a Delaware Corporation,

Plaintiff,

v.

ROMI OMAR MAYDER, an individual;
WESLEY MAYDER, an individual; SILICON
TEST SYSTEMS, INC., a California
Corporation; and SILICON TEST
SOLUTIONS, LLC, a California Limited
Liability Corporation, inclusive,

Defendants.

AND RELATED CROSSCLAIMS.

Case No. 5:07-cv-04330-RMW (HRL)

**SUPPLEMENTAL DECLARATION OF
JACK RUSSO IN SUPPORT OF MOTION
FOR SUMMARY JUDGMENT AND RULE
11 SANCTIONS BY DEFENDANT WESLEY
MAYDER**

Date: August 8, 2008

Time: 9:00 a.m.

Ctrm: 6

Before the Hon. Ronald Whyte

Complaint Filed: August 22, 2007
Trial Date: December 8, 2008 (jury trial)
(Defendants have elected to reserve their jury
trial rights under F.R.C.P., Rule 38)

CONTAINS MATERIAL DESIGNATED

HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY

UNDER STIPULATED PROTECTIVE ORDER

DOCUMENT SUBMITTED UNDER SEAL

1 I, Jack Russo, declare as follows:

2 1. I am a member in good standing of the State Bar of California, and am admitted to
3 practice before this Court and have been for over 25 years. I am the Managing Partner for the law
4 firm of Russo & Hale LLP, counsel for the defendants in this action. I serve as an arbitrator,
5 mediator, and neutral evaluator for this Court (and have done so for over 10 years) and I also serve
6 as an arbitrator, mediator and Judge Pro Temp for the Santa Clara Superior Court (and have also
7 done so for over 10 years.) The matters stated herein are true and correct of my personal
8 knowledge, unless stated on information and belief, which matters I believe to be true. I could and
9 would competently testify to the matters set forth herein if called as a witness.

10 2. I attended the deposition of defendant Wesley Mayder on July 9, 2008. Attached
11 hereto as Exhibit A are true and correct copies of a few select pages of the transcript from that
12 deposition.

13 I declare under penalty of perjury under the laws of the United States of America that the
14 foregoing is true and correct. Executed on July 25, 2008 in Palo Alto, California.

15
16 /s/ Jack Russo
Jack Russo